

St. Louis City Ordinance 64694

FLOOR SUBSTITUTE

BOARD BILL NO. [99] 36

INTRODUCED BY ALDERMAN PHYLLIS YOUNG, APRIL FORD GRIFFIN,
DIONNE FLOWERS

An ordinance to amend Ordinance No. 63843, approved July 10, 1996, which grants to Trigen-St. Louis Energy Corporation, its agents, successors, and assigns, the exclusive right and easement to build and maintain a natural gas pipeline, by amending Section Two of said ordinance, pertaining to the easement agreement and including therein, for additional consideration in the amount of Eight Hundred and Forty Dollars (\$840.00) paid to the City of St. Louis, an additional grant to Trigen-St. Louis Energy Corporation, its agents, successors, and assigns the exclusive right and easement to build and maintain a high voltage duct bank under the strips of ground set forth in the legal description set forth therein and containing an emergency clause.

BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:

SECTION ONE. Ordinance No. 63843, approved on July 10, 1996, is hereby amended by amending Section Two of said ordinance, to be read as follows:

SECTION TWO. EASEMENT AGREEMENT

KNOW ALL MEN BY THESE PRESENTS: That the City of Saint Louis, a municipal corporation of the State of Missouri, for and in consideration of not less than Twelve Thousand Nine Hundred and Forty Dollars (\$12,940.00) and other valuable considerations to it in hand paid by Trigen-St. Louis Energy Corporation, a Missouri Corporation, whose address is One Ashley Place, Saint Louis, Missouri, the receipt of which is hereby acknowledged, does hereby give, grant, extend, and confer on the Trigen-Saint Louis Energy Corporation, its agents, successors, and assigns, the exclusive right and easement to build and maintain each of a natural gas pipeline and a high voltage duct bank on and under the following strips of ground (i) a strip of land varying width, east of the western line of the Wharf, as Established by Ordinance 5403, and being in the following Blocks of the City of St. Louis, Missouri: 2450, 2506, 2509, 2520, 2526, 2536, 2540, 2541, 66-E, 664-E, 665-E, 668-E, 669-E, 672-E, 2144, 2142, 291, 290, 289, 237, 236, 235, 234, 233, 223, 224, 225, 226, and 227; the centerline thereof being more particularly described as follows:
COMMENCING at the point of intersection of the eastern line of property

described in deed to Metropolitan St. Louis Sewer District, recorded in Book 8548, Page 571, City of St. Louis Recorder's Office, with the northern line of Ferry Street, 60 feet wide; thence N 23 degrees E 14 min. 30 sec. W 200.63 feet along the eastern line of said Metropolitan St. Louis Sewer District property, to the point of BEGINNING of the centerline herein described; thence N 66 degrees E 45 min. 30 sec. E 64.94 feet along the centerline of a 50 foot wide strip; thence southwardly 684.45 feet along the centerline of a 15 foot wide strip, along a curve to the right having a radius of 3,000, feet the chord of which bears S 17 degrees E 17 min. 30 sec. E 682.97 feet; thence S 17 degrees E 18 min. 25 sec. E 125.04 feet along the centerline of a 15 foot wide strip, to a line distant 67.50 feet east of and parallel with the western line of the Wharf, measured at right angles thereto; thence S 11 degrees E 14 min. 20 sec. E 2610.00 feet along the centerline of a 20 foot wide strip and along said line parallel with the Wharf; thence S 78 degrees E 45 min. 40 sec. W 21.50 feet along the centerline of a 20 foot wide strip, to a line distant 46.00 feet east of and parallel with the western line of the Wharf; thence S 11 degrees E 14 min. 20 sec. E 286.70 feet along the centerline of a 92 foot wide strip and along said line parallel with the Wharf, to the northern line of the McKinley Bridge, 100 foot wide strip, as described in deed to the City of Venice, Illinois, recorded in Book 7887, Page 425, City of St. Louis Recorder's Office; thence S 78 degrees E 58 min. 10 sec. W 10.00 feet along the northern line of said McKinley Bridge, 100 foot wide strip, to a line distant 36.00 feet east of and parallel with the western line of the Wharf; thence S 11 degrees E 14 min. 20 sec. E 100.00 feet along the centerline of a 50 foot wide strip and along said line parallel with the Wharf, to the southern line of said McKinley Bridge, 100 foot wide strip; thence S 78 degrees E 58 min. 10 sec. W 21.00 feet along the southern line of said McKinley Bridge, 100 foot wide strip, to a line distant 15.00 feet west of and parallel with the western line of the Wharf; thence S 11 degrees E 14 min. 20 sec. E 867.13 feet along the centerline of a 30 foot wide strip and along said line parallel with the western line of the Wharf, to a point distant N 11 degrees E 14 min. 20 sec. W 100.00 feet from its intersection with the eastern prolongation of the northern line of Angelrodt Street, 40 feet wide; thence N 78 degrees E 45 min. 40 sec. E 21.00 feet along the centerline of a 30 foot wide strip, to a line distant 36.00 feet east of and parallel with the western line of the Wharf, measured at right angles thereto; thence S 11 degrees E 14 min. 20 sec. E 96.09 feet along the centerline of a 72 foot wide strip and along said line parallel with the western line of the Wharf, to a point in the northern line of said Angelrodt Street, distant N 68 degrees E 12 min. 40 sec. E 36.62 feet from its intersection with the western line of the Wharf; thence S 11 degrees E 4 min. 20 sec. E 1410.59 feet along the centerline of a 72 foot wide strip and along said line parallel with the western line of the Wharf; as

Established north of Dock Street, and its southern prolongation, to a point in the eastern prolongation of the northern line of Branch Street, 50 feet wide, distant N 68 degrees E 2 min. 20 sec. E 161.29 feet from its intersection with the western line of the Wharf, as Established south of Dock Street; thence N 68 degrees E 22 min. 20 sec. E 12.88 feet along the eastern prolongation of the northern line of said Branch Street; thence in a generally southwardly direction along the centerline of a 20 foot wide strip, the following courses & distances: S 14 degrees E 10 min. 46 sec. E 1841.51 feet, S 8 degrees E 33 min. 10 sec. E 175.91 feet, S 1 degrees E 28 min. 00 sec. E 70.83 feet and S 16 degrees E 23 min. 40 sec. E 104.10 feet, to a point in the eastern prolongation of the northern line of North Market Street, 100 feet wide, distant N 68 degrees E 23 min. 30 sec. E 144.85 feet from its intersection with the western line of the Wharf; thence along the centerline of a 20 foot wide strip, the following courses and distances: S 16 degrees E 23 min. 40 sec. E 80.50 feet, S 9 degrees E 51 min. 40 sec. E 606.67 feet, S 7 degrees E 04 min. 05 sec. E 338.13 feet, to a point in the eastern prolongation of the southern line of Madison Street, 60 feet wide, distant N 68 degrees E 24 min. 20 sec. E 60.89 feet from its intersection with the western line of the Wharf; thence S 13 degrees E 09 min. 51 sec. E 1400.00 feet along the centerline of a 25 foot wide strip; thence S 13 degrees E 09 min. 51 sec. E 746.54 feet and S 9 degrees E 54 min. 00 sec. E 213.07 feet along the centerline of a 30 foot wide strip, to the northern line of property described as Parcel 3, in deed to McKinley Iron, Inc., recorded in Book 1002-M, Page 655, City of St. Louis Recorder's Office; thence S 9 degrees E 14 min. 49 sec. E 439.38 feet along the centerline of a 30 foot wide strip, to the southern line of said McKinley Iron property, being a point in the eastern prolongation of the northern line of Mullanphy Street, 58.87 feet wide, distant N 83 degrees E 33 min. 30 sec. E 49.57 feet from its intersection with the western line of the Wharf; thence S 9 degrees E 14 min. 49 sec. E 8.73 feet and S 47 degrees E 09 min. 30 sec. E 127.94 feet along the centerline of a 30 foot wide strip; thence along the centerline of a 20 foot wide strip, the following courses and distances: S 4 degrees E 52 min. 00 sec. E 556.17 feet, S 5 degrees E 00 min. 17 sec. E 127.18 feet, S 5 degrees E 35 min. 00 sec. E 212.66 feet, S 0 degrees E 12 min. 20 sec. E 123.61 feet, S 5 degrees E 4 min. 40 sec. E 97.04 feet, S 12 degrees E 21 min. 50 sec. E 114.64 feet, S 5 degrees E 00 min. 40 sec. E 167.57 feet, S 8 degrees E 02 min. 35 sec. E 111.17 feet, S 37 degrees E 53 min. 30 sec. E 48.19 feet, and S 12 degrees E 20 min. 30 sec. E 141.95 feet, to the point of termination of the herein described centerline and easement, said point being in the southern line of Ashley Street, 60 feet wide, distant N 73 degrees E 18 min. 20 sec. E 214.17 feet from its intersection with the eastern line of Lewis Street, 50 feet wide; and (ii) a tract of land being east of City Block 225, bounded by the west line of the St. Louis floodwall and the easterly prolongations of the

north and south right of way lies of Dickson Street 40 feet; said easement area being more particularly described as follows: COMMENCING at an old Iron Pipe in the North Right of Way line of Dickson Street, also being the southwest corner of City Block 224; thence, with the North line of Dickson Street, same being the South Line of City Block 224, N 84 degrees E 03 min. 05 secs. East, a distance of 81.80 feet to a point for the intersection point of the North Line of Dickson Street with the East Line of City Block 224; said point being the point of beginning of the herein described Easement; thence, leaving City Block 224 with Easterly prolongation of the North Line of Dickson Street, N 84 degrees E 03 min. 05 secs. East, a distance of 65.30 feet to an angle point at the Dickson Street Pump Station; thence, leaving the North Line of Dickson Street with the West and South lines of the said Dickson Street Pump Station, S 05 degrees E 29 min. 58 secs. West, a distance of 39.29 feet, thence, S 01 degrees E 46 min. 49 secs. West, a distance of 285.15 feet to an angle point on the South right of way lane of O'Fallon Street (40 feet wide); said point also being on the North Line of a tract of land described in a deed to Trigen-St. Louis Energy Corporation as recorded in Book 438M, Page 900, of the City of St. Louis, Missouri, Recorder's Office; thence, with the said common line, S 86 degrees E 08 min. 19 secs. West, a distance of 15.07 feet to an angle point; thence, leaving the said common line, N 01 degrees E 46 min. 49 secs. East, a distance of 271.41 feet to an angle Point on the East line of a Union Electric Easement; thence, with the East and South Lines of the Union Electric Easement with the following two (2) courses and distances; (1) N 10 degrees E 21 min. 21 secs. East, a distance of 12.23 feet to an angle point on the Easterly prolongation of the South Line of Dickson Street, and; (2) S 84 degrees E 03 min. 05 secs. West, a distance of 1.84 feet to an angle Point, thence, crossing the Dickson Street right of way, N 01 degrees E 46 min. 49 secs. East, a distance of 25.06 feet to an angle point; thence, continuing, S 84 degrees E 03 min. 05 secs. West, a distance of 48.83 feet to a Point on the southerly prolongation of the east line of City Block 224; thence, with said prolongation, N 06 degrees E 21 min. 11 secs. East, a distance of 15.35 feet to the point of beginning of the herein described easement; and to use such additional space adjacent to the easements so granted as may be required for working room during the construction, reconstruction, maintenance, or to repair either of the aforementioned natural gas pipeline or high voltage duct.

Trigen-Saint Louis Energy Corporation, or its designated agents or contractors may, from time to time, enter upon said premises to construct, reconstruct, maintain, or repair the aforesaid natural gas pipeline and high voltage duct bank, appurtenances, and necessary service and/or utility lines. The easements granted hereby are irrevocable and shall continue forever; provided, however, if

Trigen-Saint Louis Energy Corporation, its agents, successors, and assigns abandon such easements, the exclusive rights to the abandoned easement, and any improvements upon or under said easements, shall revert back to the City of St. Louis to use; provided, further, that the abandonment by Trigen-Saint Louis Energy Corporation of only a portion of the described property shall in no way affect the exclusive rights granted with respect to the remainder.

IN WITNESS WHEREOF, the said City of Saint Louis has caused these presents to be signed by its Comptroller and Mayor this _____ day of _____, 1999.

BY:

Clarence Harmon
Mayor

BY:

Darlene Green
Comptroller

ATTEST:

Rita Kraft
City Register

Approved as to form:

Thomas J. Ray
City Counselor

SECTION TWO. This being an Ordinance relating to the preservation of the public health, it is hereby declared to be an emergency measure as defined by Article IV, Section 20 of the City Charter, and shall become effective immediately upon its passage and approval by the Mayor.

Legislative History				
1ST READING	REF TO COMM	COMMITTEE	COMM SUB	COMM AMEND

05/07/99	05/07/99	PU	06/17/99	
2ND READING	FLOOR AMEND	FLOOR SUB	PERFECTN	PASSAGE
06/18/99			06/25/99	07/01/99
ORDINANCE	VETOED		VETO OVR	
64694				